

Judge Leighton

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ARTHUR S. WEST,

Plaintiff,

v.

UNITED STATES SECRETARY OF
TRANSPORTATION, FEDERAL AVIATION
ADMINISTRATION, U.S. ARMY CORPS OF
ENGINEERS, WASHINGTON STATE
DEPARTMENT OF TRANSPORTATION,
PORT OF OLYMPIA,

Defendants.

NO. C06-5516RBL

**ORDER GRANTING FEDERAL
DEFENDANTS' MOTION FOR
LEAVE TO FILE
SUPPLEMENTAL
MEMORANDUM IN SUPPORT
OF MOTION TO DISMISS**

Federal defendants having moved pursuant to Rule 7(d)(2) of the Local Rules for an order granting them leave to file a supplemental memorandum in support of their pending motion to dismiss (Dkt. # 14), noted on the Court's calendar for May 18, 2007, and the Court having reviewed all papers filed in connection with said motion, and good cause having been shown therefor,

IT IS HEREBY ORDERED that federal defendants' motion is granted and that federal defendants shall be permitted to file the supplemental memorandum attached to their motion in

1 support of their pending motion to dismiss. Federal defendants' supplemental memorandum shall
2 be deemed filed on the date of entry of this order.

3 IT IS FURTHER ORDERED that the federal defendants' motion to dismiss [Dkt. #14] and
4 the state defendant's motion to dismiss [Dkt. #13] currently noted for May 18, 2007 are renoted for
5 June 8, 2007. Plaintiff is directed to the requirements of CR 7(b)(2), Local Rules W.D. Wash. If
6 plaintiff fails to file a brief in opposition to the motion on or before June 4, 2007, the Court may
7 consider the failure to so file as an admission that the motion has merit.

8 DATED: this 16th day of May, 2007.

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12 RONALD B. LEIGHTON
13 UNITED STATES DISTRICT JUDGE
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18 Presented by:

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20 BRIAN C. KIPNIS
21 Assistant United States Attorney
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